

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I declare:
 that I verily believe myself to be the original, first and sole (if only one individual inventor is listed below) or an original, first and joint inventor (if more than one individual inventor is listed below) of the invention in

RESONANT-CAVITY LIGHT-EMITTING DIODE AND OPTICAL TRANSMISSION MODULE USING THE LIGHT-EMITTING DIODE

the specification of which is attached hereto unless the following box is checked.

was filed on _____ as United States Application
 or PCT International Application No. _____, and
 was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information of which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 35 U.S.C. 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

| <u>Country</u> | <u>Category</u> | <u>Application No.</u> | <u>Filing Date</u> | <u>Priority Claim</u> |
|----------------|-----------------|------------------------|--------------------|-----------------------|
| Japan | Patent | 2001-079981 | March 21, 2001 | Yes |

I hereby appoint the registrants of Oblon, Spivak, McClelland, Maier & Neustadt, P.C., Fourth Floor, 1755 Jefferson Davis Highway, Arlington, Virginia 22202, Customer No. 22850, or any one of them. Send correspondence to Oblon, Spivak, McClelland, Maier & Neustadt, P. C., Fourth Floor, 1755 Jefferson Davis Highway, Arlington, Virginia 22202, Telephone No. (703) 413-3000.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

DECLARATION FOR PATENT APPLICATION

I declare further that my mailing address is at c/o Intellectual Property Division, KABUSHIKI KAISHA TOSHIBA, 1-1 Shibaura 1-chome, Minato-ku, Tokyo 105-8001, Japan; and that my citizenship and residence are as stated below next to my name:

Inventor: (Signature)

Date

Residence

MAR.-1.2002

Date:

Keiji Takaoka

Keiji Takaoka

Citizen of: Japan

Kawasaki-shi, Japan

Date:

Citizen of: Japan

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Keiji TAKAOKA
SERIAL NO: NEW DIVISIONAL APPLICATION
FILED: HEREWITH
FOR: RESONANT-CAVITY LIGHT-EMITTING DIODE AND OPTICAL TRANSMISSION MODULE
USING THE LIGHT-EMITTING DIODE

GAU:
EXAMINER:

REQUEST FOR PRIORITY

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

- Full benefit of the filing date of U.S. Application Serial Number 10/092,434, filed MARCH 8, 2002, is claimed pursuant to the provisions of 35 U.S.C. §120.
- Full benefit of the filing date(s) of U.S. Provisional Application(s) is claimed pursuant to the provisions of 35 U.S.C. §119(e). Application No. _____ Date Filed _____
- Applicants claim any right to priority from any earlier filed applications to which they may be entitled pursuant to the provisions of 35 U.S.C. §119, as noted below.

In the matter of the above-identified application for patent, notice is hereby given that the applicants claim as priority:

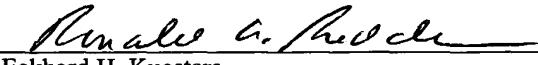
| <u>COUNTRY</u> | <u>APPLICATION NUMBER</u> | <u>MONTH/DAY/YEAR</u> |
|----------------|---------------------------|-----------------------|
| Japan | 2001-079981 | March 21, 2001 |

Certified copies of the corresponding Convention Application(s)

- are submitted herewith
- will be submitted prior to payment of the Final Fee
- were filed in prior application Serial No. 10/092,434 filed March 8, 2002
- were submitted to the International Bureau in PCT Application Number
Receipt of the certified copies by the International Bureau in a timely manner under PCT Rule 17.1(a) has been acknowledged as evidenced by the attached PCT/IB/304.
- (A) Application Serial No.(s) were filed in prior application Serial No. _____ filed _____; and
- (B) Application Serial No.(s)
 are submitted herewith
 will be submitted prior to payment of the Final Fee

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


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